

By Senator Fasano

11-1131-06

See HB 705

1 A bill to be entitled
2 An act relating to surplus state lands;
3 amending s. 253.034, F.S.; providing for
4 reconveyance of certain state lands to certain
5 fair associations at no cost under certain
6 circumstances; providing for expiration;
7 providing an effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Paragraph (f) of subsection (6) of section
12 253.034, Florida Statutes, is amended to read:

13 253.034 State-owned lands; uses.--

14 (6) The Board of Trustees of the Internal Improvement
15 Trust Fund shall determine which lands, the title to which is
16 vested in the board, may be surplusd. For conservation lands,
17 the board shall make a determination that the lands are no
18 longer needed for conservation purposes and may dispose of
19 them by an affirmative vote of at least three members. In the
20 case of a land exchange involving the disposition of
21 conservation lands, the board must determine by an affirmative
22 vote of at least three members that the exchange will result
23 in a net positive conservation benefit. For all other lands,
24 the board shall make a determination that the lands are no
25 longer needed and may dispose of them by an affirmative vote
26 of at least three members.

27 (f)1. In reviewing lands owned by the board, the
28 council shall consider whether such lands would be more
29 appropriately owned or managed by the county or other unit of
30 local government in which the land is located. The council
31 shall recommend to the board whether a sale, lease, or other

1 conveyance to a local government would be in the best
2 interests of the state and local government. The provisions of
3 this paragraph in no way limit the provisions of ss. 253.111
4 and 253.115. Such lands shall be offered to the state, county,
5 or local government for a period of 30 days. Permittable uses
6 for such surplus lands may include public schools; public
7 libraries; fire or law enforcement substations; and
8 governmental, judicial, or recreational centers. County or
9 local government requests for surplus lands shall be expedited
10 throughout the surplusing process. If the county or local
11 government does not elect to purchase such lands in accordance
12 with s. 253.111, then any surplusing determination involving
13 other governmental agencies shall be made upon the board
14 deciding the best public use of the lands. Surplus properties
15 in which governmental agencies have expressed no interest
16 shall then be available for sale on the private market.

17 2. Notwithstanding subparagraph 1., any surplus lands
18 that were acquired by the state prior to 1958 by a gift or
19 other conveyance for no consideration from a municipality, and
20 which the department has filed by July 1, 2006, a notice of
21 its intent to surplus, shall be first offered for reconveyance
22 to such municipality at no cost, but for the fair market value
23 of any building or other improvements to the land, unless
24 otherwise provided in a deed restriction of record. This
25 subparagraph expires July 1, 2006.

26 3. Notwithstanding subparagraph 1., any parcel of
27 surplus lands less than 3 acres in size which was acquired by
28 the state prior to 1955 by gift or other conveyance for no
29 consideration from a fair association incorporated under
30 chapter 616 for the purpose of conducting and operating public
31 fairs or expositions, and for which the department has filed

1 by July 1, 2007, a notice of intent to surplus, shall be
2 offered for reconveyance to such fair association at no cost.
3 This subparagraph expires July 1, 2007.

4 Section 2. This act shall take effect July 1, 2006.
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